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Defendants.

ORDER GRANTING DEFENDANTS' MOTION TO COMPEL

1. The materials submitted by Plaintiff in his motion to expand the record were considered in the Court's determination of the Defendant's motion to compel. Accordingly, the motion to expand the record is moot.

1 Defendants' request for fees and costs is denied. Plaintiff and/or his attorney are
2 cautioned that further unwarranted obstruction of discovery will result in the imposition of
3 sanctions.

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5 **IT IS SO ORDERED.**

6 DATED this 5th day of January, 2009.

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9 FRANKLIN D. BURGESS
10 UNITED STATES DISTRICT JUDGE
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